

4-801. Writ of execution.

[For use with Rules 2-801 and 3-801 NMRA, in the Magistrate and Metropolitan Courts]

STATE OF NEW MEXICO

COUNTY OF _____

_____ COURT

_____, Plaintiff

_____, Plaintiff's Address

v.

No. _____

_____, Defendant

_____, Defendant's Address

WRIT OF EXECUTION

THE STATE OF NEW MEXICO to the sheriff or a full-time salaried deputy sheriff of any
New Mexico county:

Judgment having been entered in this action, you are ordered to levy against personal
property of _____ at _____ in your county, the sum
of \$_____ (*which is the judgment and costs to date*) plus interest at the rate of _____% per
year from the _____ day of _____, 19____ (*date of judgment*), and your fees thereon,
and return this writ to me within sixty (60) days.

_____, _____

Judge or clerk

(This form may also be issued as a second or subsequent writ.)

RETURN

I certify that I carried out this writ of execution, as follows:

(check appropriate box or boxes and fill in blanks)

- ☐ The writ was served on judgment debtor on _____, _____, and
- ☐ full payment was made
- ☐ partial payment was made in the amount of \$_____
- ☐ No non-exempt personal property of judgment debtor was found on which levy could be made.

Property seized:

- ☐ Personal property was taken into custody on _____, _____. A written inventory is attached.
- ☐ Judgment debtor provided bond to retain possession; a copy of the bond is attached.

Date of return: _____

SHERIFF OF _____
COUNTY, State of New Mexico

By _____
Deputy or other authorized person

USE NOTES

The sheriff is obligated by law to make timely return

Only non-exempt property may be seized. The sheriff may not seize any personal clothing, furniture or books or any jewelry unless the total value of all jewelry exceeds \$2500.

[As amended, effective July 1, 1992; January 1, 1995; January 1, 1996.]